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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION
11

12
13 UNITED STATES OF AMERICA,

No. CR 11-00291 - SBA

14 Plaintiff,

STIPULATION AND ~~PROPOSED~~
ORDER TO MODIFY RELEASE
CONDITIONS

15 v.

16 BILLIE DEMPSEY et al.,

17 Defendants.
18 _____/

19
20 On June 29, 2011, the Court issued an order modifying Mr. Dempsey's release
21 conditions, allowing him to leave the New Bridge residential treatment program in order to
22 complete an endovascular procedure and recover therefrom. At that time, the Court ordered Mr.
23 Dempsey to remain at his sister's, Sondra Dempsey, residence for rehabilitation and then return
24 to New Bridge on July 20, 2011.
25

26
27 Stipulation and ~~Proposed~~ Order Modifying Release Conditions
28 CR-11-00291 - SBA

1 During the month of July, Mr. Dempsey was told that he needed bypass surgery, and the
2 order modifying release was extended to August 10, 2011. Mr. Dempsey was told that the
3 surgery would be scheduled at the end of July or beginning of August, but due to the need for
4 additional medical testing, the time for surgery was delayed.
5

6 Mr. Dempsey now has bypass surgery scheduled for August 29, 2011. After the
7 surgery, Mr. Dempsey expects to spend one week in the hospital and 8-10 weeks at his sister's
8 home recovering.

9 Counsel for Mr. Dempsey, the US Attorney assigned to this case, James Mann, and the
10 Pretrial Services Officer supervising Mr. Dempsey, Victoria Gibson, have all agreed to extend
11 the previous order of the Court modifying Mr. Dempsey's release conditions for a period of 3
12 months to accommodate Mr Dempsey's medical needs.
13

14 Mr. Dempsey therefore requests that he be permitted to remain at his sister's residence
15 and/or Kaiser Hospital in Oakland until November 2, 2011. Mr. Dempsey will either return to
16 New Bridge on November 2, 2011, or Mr. Dempsey will update the Court regarding the status
17 of his recovery.
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19
20 SO STIPULATED.

21 Dated: August 10, 2011

_____/S/_____
James Mann
Assistant United States Attorney

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23
24
25 Dated: August 10, 2011

_____/S/_____
Camellia Baray
Attorney for Mr. Dempsey

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28 Stipulation and Proposed Order Modifying Release Conditions
CR-11-00291 - SBA

1 FOR GOOD CAUSE SHOWN, IT IS HEREBY ORDERED that the pretrial release
2 conditions of Mr. Dempsey be temporarily modified to allow him to complete bypass surgery at
3 Kaiser Hospital and to recover at Sondra Dempsey's residence at 1337 Potrero Circle, Suisun
4 City, CA. Mr. Dempsey is to return to the New Bridge residential program on November 2,
5 2011.
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8 IT IS SO ORDERED.

9
10 DATED: September 28, 2011



LAUREL BEELER
United States Magistrate Judge